

**UNITED STATES BANKRUPTCY APPELLATE PANEL
OF THE TENTH CIRCUIT**

IN RE ALTERNATE FUELS, INC.,
Debtor.

BAP No. KS-12-110

CHRISTOPHER JOHN REDMOND,
Chapter 11 Trustee,

Bankr. No. 09-20173
Adv. No. 11-06026
Chapter 11

Plaintiff – Appellee,

v.

DISMISSAL ORDER

CIMARRON ENERGY COMPANY
LLC,

January 31, 2013

Defendant,

and

WILLIAM KARL JENKINS, also
known as W. K. Jenkins, doing
business as Green Acres Farm, and M.
EARLENE JENKINS, doing business
as Green Acres Farms,

Defendants – Third-Party
Plaintiffs – Appellants,

v.

LARRY POMMIER and MICHAEL
CHRISTIE,

Third-Party Defendants.

Before THURMAN, Chief Judge, MICHAEL, and ROMERO, Bankruptcy Judges.

On January 11, 2013, this Court entered a Notice of Deficiency and Order to Show Cause (“Order”), requiring Appellants William Karl Jenkins and M. Earlene Jenkins to do the following within fourteen (14) days, or the appeal

would be dismissed:

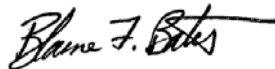
The appellant shall file with the clerk of the bankruptcy court a designation of the items to be included in the record on appeal. Fed. R. Bankr. P. 8006; 10th Cir. BAP L.R. 8018-4(c).

The deadline set forth in the Order has expired without a response. Fed. R. Bankr. P. 8006. As such, this appeal must be dismissed, subject to Appellants' right to cure during the rehearing period set forth in Federal Rule of Bankruptcy Procedure 8015, after which time our mandate will issue, divesting this Court of jurisdiction over this appeal.

Accordingly, it is HEREBY ORDERED that:

- (1) This appeal is DISMISSED for failure to prosecute. Fed. R. Bankr. P. 8001(a) & 8006.
- (2) All prior deadlines are TERMINATED.

For the Panel:

A handwritten signature in black ink, appearing to read "Blaine F. Bates", with a stylized flourish at the end.

Blaine F. Bates
Clerk of Court